UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

MARILYN KUNELIUS,

Plaintiff,

v.

TOWN OF STOW, et al.

Defendants.

Civil Action No. 05-11697-GAO

LOCAL RULE 16.1(D)(3) CERTIFICATIONS OF THE TRUST FOR PUBLIC LAND AND ITS COUNSEL

Pursuant to Local Rule 16.1(D)(3), defendant The Trust for Public Land and its counsel hereby certify that they have conferred: (a) with a view to establishing a budget for the costs of conducting the full course—and various alternative courses—of litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

THE TRUST FOR PUBLIC LAND

/s/ Dorothy Nelson Stookey
Dorothy Nelson Stookey
Regional Counsel
The Trust for Public Land

33 Union Street Boston, MA 02108 (617) 367-6200

Dated: November 9, 2005

ATTORNEYS FOR THE TRUST FOR PUBLIC LAND

/s/ Dahlia S. Fetouh

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